

MINUTES

EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING

Tuesday, October 13, 2015

City Council Chamber

4:00 p.m.

PLEDGE OF ALLEGIANCE AND ROLL CALL

Council President Kincaid called the meeting to order. The following members were present: Council Members Catherine Emmanuelle, Kerry Kincaid, David Klinkhammer, Eric Larsen, Monica Lewis, Kathy Mitchell, David Strobel, Tim Tewalt, Bob Von Haden, Andrew Werthmann, and Michael Xiong.

CONSENT AGENDA

The Council considered a resolution adopting the Consent Agenda for the following items of routine business on Tuesday, October 13, 2015:

- Approving Minutes of Regular Meeting of September 22, 2015.
- Granting new bartender licenses.
- Granting a Temporary Class B Fermented Malt Beverage license to Sacred Heart of Jesus-St. Patrick Parish, Rev. George Thayilkuzhithottu, president, on November 1, 2015, 418 N. Dewey Street for a Sacred Heart/St. Patrick's Holiday Bazaar.
- Granting a temporary expansion of the Combination Class B Intoxicating Liquor & Fermented Malt Beverage and Class A Cabaret licensed premise of Eau Claire Fire House, d/b/a The Fire House, 202 Gibson Street, to include a fenced in area for an Autumn Celebration event, on October 17, 2015.
- Granting a Class B Fermented Malt Beverage and Class C Wine license to Meng Lee, d/b/a Noodle Tea House/Macy's Eggroll, 2161 Eastridge Center, Meng Lee, agent.
- Authorizing Alpha Xi Delta Fraternity, Inc. to conduct the Alpha Xi Delta Amaxing Challenge (Formerly "Step It Up") on Saturday, October 17, 2015 at Carson Park and along city trails and sidewalks.
- Authorizing the Indianhead Track Club to conduct the Carson Park 5 and 10 on Saturday, October 31, 2015 at Carson Park and along city trails.
- Approving the following bids and proposals:
 - Procurement No. 2015-60, Reroof Fairfax Pool Buildings.
 - Procurement No. 2015-62, Purchase of Servers for Virtual Desktop System Hosts
 - Procurement No. 2015-64, Purchase of Snow Plow Blades.
 - Procurement No. 2015-65, Purchase of Computer Workstations.

Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Tewalt "to adopt the consent resolution". Said motion passed by unanimous vote.

LICENSING

The Council considered a resolution granting a Temporary Class B Fermented Malt Beverage and Temporary Class B Wine license to Eau Claire Area Hmong Mutual Assistance Association,

Inc., Willis Xiong, president, on November 14, 2015, at Eau Claire Indoor Sports Center, 3456 Craig Road for the Annual Eau Claire Hmong New Year Celebration event. Thereupon a motion was offered by Council Member Larsen and seconded by Council Member Emmanuelle “to adopt the resolution”. Said motion passed by unanimous vote.

The City Council considered a resolution granting a Combination Class B Intoxicating Liquor & Fermented Malt Beverage License to Casa Margarita LLC, d/b/a Casa Margarita Mexican Restaurant, 5110 Fairview Drive, Maria Jacinto, agent. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Werthmann “to adopt the resolution”. Said motion passed by unanimous vote.

GRANTS

The City Council considered a resolution approving and appropriating a 2015 Bulletproof Vest Program Grant in the amount of \$16,140 from the Office of Justice Programs, Bureau of Justice Assistance. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Xiong “to adopt the resolution”. Said motion passed by unanimous vote.

The City Council considered a resolution accepting \$25,000 of USDA Local Food Promotion Program planning grant funds to conduct a public market feasibility study within the Cannery District. Thereupon a motion was offered by Council Member Strobel and seconded by Council Member Lewis “to adopt the resolution”. Said motion passed by unanimous vote.

APPOINTMENTS

The City Council considered a resolution approving the appointment of City Council Members to the Visit Eau Claire Tourism and Cultural Arts Grant Program Committee. Council Members Werthmann and Von Haden both stated they were interested in serving on the Committee. The Council accepted both submissions by unanimous consent. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Tewalt “to adopt the resolution appointing Council Member Werthmann and Council Member Von Haden to the Committee”. Said motion passed by unanimous vote.

The Council considered a resolution appointing City voting delegates for the National League of Cities Conference in Nashville, Tennessee. Council Members Kincaid and Tewalt will be attending the Conference. A motion was offered by Council Member Kincaid “to name Council Member Tewalt as the City’s voting delegate and Council Member Kincaid as the City’s alternate”. Said motion was accepted by unanimous consent. Thereupon a motion was offered by Council Member Larsen and seconded by Council Member Emmanuelle “to adopt the resolution naming Council Member Tewalt as the City’s voting delegate and Council Member Kincaid as the City’s alternate for the NLC Conference”. Said motion passed by unanimous vote.

The Council considered a resolution approving the appointment of Robert Schraufnagel to the Housing Advisory Board to fill an unexpired term through April 30, 2018. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Emmanuelle “to adopt the resolution”. Said motion passed by unanimous vote.

The City Council considered a resolution approving an amendment to the Travel / Training Policy for City Council members and Board, Committee and Commission chairs to allow Board, Committee and Commission chairs or their designee to attend approved training. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Xiong “to adopt the resolution”. Said motion passed by unanimous vote.

ELECTIONS

The City Council considered a resolution creating new voting wards as the result of annexations. Thereupon a motion was offered by Council Member Strobel and seconded by Council Member Lewis “to adopt the resolution”. Said motion passed by unanimous vote.

The City Council considered a resolution establishing a new voting site at Fire Station #8, 3510 Starr Avenue to serve the northern area of the city. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Tewalt “to adopt the resolution”. Said motion passed by unanimous vote.

AGREEMENTS

The City Council considered a resolution approving the agreement with OutdoorMore, Inc for the operation of a winter recreation area in Pinehurst Park. Thereupon a motion was offered by Council Member Larsen and seconded by Council Member Emmanuelle “to adopt the resolution”. Said motion passed by unanimous vote.

The Council considered a resolution approving Procurement 2015-50, Operation of Jeffers Road Drop-off Site for Composting Materials - agreement with Boxx Sanitation regarding operation of the Jeffers Road Brush Site. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Werthmann “to adopt the resolution”. Said motion passed by unanimous vote.

The City Council considered a resolution approving a Right of First Refusal agreement with ECHL, LLC (The Lismore) allowing ECHL, LLC to exercise a right of first refusal for purchase of the municipal parking ramp property at 200 S. Farwell Street. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Xiong “to adopt the resolution”. Said motion passed by unanimous vote.

XCEL ELECTRIC RATE CASE

The Council considered a resolution opposing Xcel Energy's proposed electric rate increase structure. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Von Haden "to adopt the resolution". Council Members discussed the merits of the resolution. The Council then voted on the motion to adopt the resolution in opposition to the proposal. Said motion failed on the following vote: Aye: Council Members Lewis, Strobel, Von Haden, Werthmann and Xiong. Nay: Council Members Emmanuelle, Kincaid, Klinkhammer, Larsen, Mitchell and Tewalt.

ZONING

The Council considered an ordinance rezoning property located on the west side of Mercantile Drive, north of Kohlhepp Road from C-3P to C-2P and to adopt the General Development Plan for Hope Gospel Mission House of Hope as shown on Planning File Z-1564-15. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Emmanuelle "to adopt the ordinance". Said motion passed by the following vote: Aye: Council Members Emmanuelle, Kincaid, Klinkhammer, Larsen, Lewis, Mitchell, Strobel, Tewalt and Werthmann. Nay: Council Members Von Haden and Xiong.

Council Member Von Haden left the Council Chamber.

The Council considered an ordinance rezoning property on the east side of Cypress Street, south of Alf Avenue from TR-1A to C-2P and to adopt the General Development Plan for a memory care facility as shown on Planning File Z-1565-15. Thereupon a motion was offered by Council Member Tewalt and seconded by Council Member Larsen "to adopt the ordinance". Said motion passed by unanimous vote.

The Council considered an ordinance amending provisions within the Zoning Code pertaining to Rooming Houses, requiring a conditional use permit for new rooming houses as shown on Planning File Z-1566-15. Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Werthmann "to adopt the ordinance". Said motion passed by unanimous vote.

ZONING

The City Council had first reading on an ordinance rezoning property at 3633 Flynn Place from R-1 to R-2 for duplex development as shown on Planning File Z-1567-15.

The City Council had first reading on an ordinance rezoning properties at 5110 and 5118 E. Hamilton Avenue from TR-1 to R-1 as shown on Planning File Z-1568-15.

ALTERNATE SIDE PARKING

The City Council had first reading on an ordinance amending Chapter 10.38 of the City Code of Ordinances entitled “Alternate Side Parking”, regarding parking during a full plow operation.

Council Member Tewalt left the Council Chamber.

CHARTER ORDINANCE – ALDERMANIC DISTRICTS

The City Council had first reading on a Charter Ordinance relating to the City Council and the reapportionment of the Aldermanic Districts of the City of Eau Claire.

ADJOURNMENT

A motion was offered by Council Member Xiong and seconded by Council Member Strobel “that this meeting does now adjourn.” Said motion passed by unanimous voice vote.

Adjournment: October 13, 2015

Time: 6:03 p.m.

ATTEST:

/s/ Kerry J. S. Kincaid, President

/s/ Donna A. Austad, City Clerk